



UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :  
Tom MUIR et al. : Examiner: Susan Marie Hanley  
Application No. 10/784,721 :  
Filing Date: February 23, 2004 : Group Art Unit: 1651  
For: MULTIPLE SENSOR-CONTAINING : Attorney Docket No. 3440-P02516US1  
POLYPEPTIDES, METHODS OF :  
PREPARATION AND USES THEREOF :

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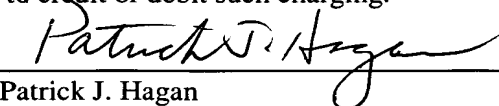
**Certificate of Mailing Under 37 C.F.R. §1.8(a):**

I hereby certify that this correspondence is being deposited on August 28, 2006 with the United States Postal Service as first-class mail in an envelope properly addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

  
Tina M. Doyle

**Petition for Extension of Time Under 37 C.F.R. §1.136(a):**

The undersigned hereby petitions for an extension of time of ONE (1) month beyond the time period set in the last Office Action. A check in the amount of \$60.00 to cover this fee is enclosed. Please charge any deficiency or credit any overpayment to Deposit Account No. 04-1406. A duplicate copy of this paper is enclosed to credit or debit such charging.

  
Patrick J. Hagan  
Attorney for Applicant(s)  
Registration No. 27,643

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO ELECTION OF SPECIES REQUIREMENT**

Dear Sir:

In response to the election of species requirement under 35 USC §121 set forth in the Official Action dated June 28, 2006 in the above-identified application, applicants

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hereby elect, without traverse SEQ ID NO. 9 as the FRET enzyme substrate species.

It is believed that claims 51-66 and 68 read on the elected species.

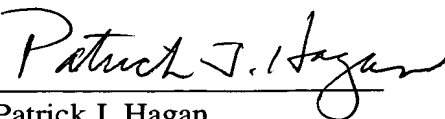
Applicants' election of the above-mentioned species in response to this requirement is without prejudice to their right to file one or more continuing applications, as provided under 35 USC §121, on the subject matter of any subject claimed matter finally held withdrawn from consideration in this application. Furthermore, this election is made with the understanding that if a generic claim is allowed, other species of FRET enzyme substrates will be subject to rejoinder.

It is noted that a shortened statutory response period of one (1) month was set in the June 26, 2006 Official Action. Accordingly, the initial response period expired July 26, 2006. A petition for a one (1) month extension of the response period is presented with this Response to Election of Species Requirement, which is being filed before the expiration of the one (1) month extension period, as August 26, 2006 fell on a Saturday.

Early and favorable action on the merits of this application is respectfully submitted.

DANN DORFMAN HERRELL and  
SKILLMAN, P.C.

Attorneys for Applicant

By   
Patrick J. Hagan  
Registration No. 27,643

PJH:tmd